

COLORS PRESENTED AND FLAG SALUTE CONDUCTED
BY BOY SCOUT TROOP 75

PRESENTATIONS BY COUNCILMEMBER ROB WEBB,
EIGHTH DISTRICT, IN RECOGNITION OF COMMUNITY MEMBERS AND
ORGANIZATIONS FOR THEIR SIGNIFICANT CONTRIBUTIONS
TO THE EIGHTH DISTRICT

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR (1 - 10)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

- R & F. (Doc. 52)

Auth'd. City Mgr.
(Doc. 2)

Auth'd. City Atty.
(Doc. 3)

Auth'd. City Atty.
(Doc. 4)

Auth'd. (Doc. 53)

Auth'd. City Mgr.
(Doc. 5)
1. **RECEIVE AND FILE** Quarterly Audit of Cash and Investment Balances as of December 31, 2001. (City Auditor)

2. **AUTHORIZE CITY MANAGER** to execute First Amendment to Agreement No. 27587 with the State of California Department of Health Services for a Dental Disease Prevention Program in the amount of \$164,867 for a period of three years. (Health and Human Services) (Citywide)

3. **AUTHORIZE CITY ATTORNEY** to submit Stipulations with Request for Award for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$5,915 in compliance with Appeals Board order for claim of John Lauro. (Law)

4. **AUTHORIZE CITY ATTORNEY** to pay sum of \$25,000 in full settlement of the lawsuit of Carter Smith against the City of Long Beach. (Law)

5. **AUTHORIZE** amendment to existing purchase order with law firm of Rutan & Tucker to increase the total amount of the contract to \$210,000 in the matter entitled California Earth Corps vs. State Lands Commission, City of Long Beach, Developers Diversified Realty, et al. (Law)

6. **AUTHORIZE CITY MANAGER** to execute the Youth Crime Gun Interdiction Initiative Agreement, and any subsequent amendments, between the City of Long Beach and the Bureau of Alcohol, Tobacco and Firearms for Youth Crime Gun Interdiction Initiative at no cost to the City, and with termination by either party upon 30 days' written notice to the other party. (Police) (Citywide)

July 23, 2002

Auth'd. City Mgr. (Doc. 54)

7. **AUTHORIZE CITY MANAGER** to execute a Public Walkways Occupancy Permit for sidewalk dining at Shannon's Bayshore located at 5335 East Second Street. (Public Works) (District 3)

Req'd. City Atty.
(Doc. 6)

8. **REQUEST CITY ATTORNEY** to accept an easement deed to provide for a corner cut at the intersecting alleys east of St. Joseph Avenue and north of 4911 East Second Street. (Public Works) (District 3)

R & F. (Docs. 7-12)

9. **RECEIVE AND FILE** the following minutes:
Civil Service Commission, June 26, 2002
Harbor Commission, July 1, 8 and 15, 2002
Water Commission, June 20 and 27, 2002

Ref'd. to City Atty.
(Docs. 13-51)

10. **REFER TO CITY ATTORNEY** the following damage claims:

Michelle St. Aubin	\$ 585.00
Abel Beltran	610.60
Bobie Bennett	10,000.00
Blackledge Diving, Inc.	Amount Unknown
Pedro Camero	316.00
Newton A. Campbell	566.01
Jorge Del Toro Cardenas	Amount Unknown
Eddie Castanon	7,000.00
Richard M. Daniher	1,400.00
Cheryl J. Duncan	91.18
German Garcia	1,974.67
William Alan Haire	100,000.00
Mayu Hayakawa	500.00
Stephen J. Hightower	1,486.00
Kay F. Jackson	4,626.26
Evan Jacobson	135.00
JPTRY, Inc., dba Action Management	Amount Unknown
Jose A. Lechuga	1,917.36
Donald S. Leonard and Rowena Chavez, heirs and successors in interest of Kathryn Murray	Amount Unknown
Matt Lerner for Naples Yacht Sales	220.00
Jody L. Lurie	855.23
Todd McElhaney	160.00
Mercury Casualty Company, subrogee for Beverly M. Burns	1,595.92
Mercury Casualty Company, subrogee for Kay F. Jackson	Amount Unknown
Jean Metzler	3,333.00
Vickey Nelson	25,000.00
Bradley W. Nutt	Amount Unknown
Kerry Parham	Amount Unknown
Timothy J. Parsch	1,585.45
Patsy J. Perry	Amount Unknown
Jesus Plancarte	8,000.00
Prudential Financial, subrogee for Santos Zenaida Univero	2,290.17
Romphin Rem	1,750.37
Lisa Rothka	Amount Unknown
John L. Roeslein	1,299.31
State Farm Insurance Companies, subrogee for Jill N. Okihiro	Amount Unknown
Dennis Suiter	Amount Unknown
Rafael H. Vargas	1,516.00
Rahlita Ann White	1,279.44
Valerie Wilson, Ashton Hardin	25,500.00

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

UNFINISHED BUSINESS:

Auth'd. City Mgr.

11. Director of Community Development, regarding Quitclaim Deeds for the conveyance of City-owned properties at 1900 and 1910 Atlantic Avenue to the Redevelopment Agency of the City of Long Beach. (District 6)

Suggested Action: Authorize City Manager to execute Quitclaim Deeds.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

Req'd. City Mgr. to prepare report within 30-45 days. (Docs. 55-56)

12. Councilmember Dennis Carroll, Fourth District, requesting report from City Manager within 30-45 days concerning management consulting assistance for Centro C.H.A. and a community needs assessment for the adjacent neighborhood. (Donna Gonzalez, transmitting petition signed by Maria Arteaga, et al., in support of the programs and services by the Community Hispanic Association (Centro C.H.A.) that are provided under the administration and leadership of Jessica Quintana.)

Ref'd. to Charter Amendment Committee at the earliest opportunity for further discussion and possible adoption of ballot language related to issue. (Doc. 57)

13. Councilwoman Jackie Kell, Fifth District, and Councilmember Rob Webb, Eighth District, regarding Long Beach City Charter Section 1803 which allows a 1% preference for local businesses that compete for contracts with the City of Long Beach for materials, equipment and supplies.

Suggested Action: Refer to Charter Amendment Committee at the earliest opportunity for further discussion and possible adoption of ballot language related to issue.

Ref'd. to City Mgr. (Doc. 58)

14. Councilmember Rob Webb, Eighth District, regarding feasibility of waiving City permit fees (such as plan check and inspection) for private property owners who are willing to assume financial responsibility for restoration of an alleyway adjacent to their property.

Approved adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy. (Docs. 59-60)

15. Councilmember Rob Webb, Eighth District, regarding allocation of \$24,900 in Eighth District discretionary funds as follows: \$6,125 to Department of Public Works for a landscaping beautification project on both sides of Orange Avenue between Del Amo and 52nd Street; and \$18,775 to Department of Parks, Recreation and Marine for creation of two pocket parks - vacant lot near southeast corner of Carson Street and Atlantic Avenue, and vacant lot at San Antonio Drive and Orange Avenue. (Report of Director of Financial Management)

Suggested Action: Approve adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy.

Auth'd. City Mgr. to execute any and all agreements for licensing of software and software maintenance with Emphasys Computer Solutions, Inc., at a cost not to exceed \$575,000 for reautomation. (Doc. 61)

16. Director of Community Development and Director of Technology Services, regarding authorization to proceed with reautomation project.

Suggested Action: Authorize City Manager to execute any and all agreements for licensing of software and software maintenance with Emphasys Computer Solutions, Inc., at a cost not to exceed \$575,000 for reautomation.

Auth'd. City Mgr. to execute amendment to contract in the amount of \$173,496 for additional work related to the conversion of a former landfill at 2910 East 55th Way to a park. (Doc. 62)

17. Director of Community Development and Director of Public Works, regarding amendment to Professional Services Contract No. 27506 with Earth Tech., Inc., a California corporation, for groundwater characterization, Environmental Impact Report support services and additional design work related to the conversion of a former landfill at 2910 East 55th Way to a park. (District 9)

Suggested Action: Authorize City Manager to execute amendment to contract in the amount of \$173,496 for additional work related to the conversion of a former landfill at 2910 East 55th Way to a park.

Auth'd. City Mgr. to execute agreement in an amount not to exceed \$700,000. (Doc. 63)

18. Director of Public Works, regarding agreement with Simplus Management Corporation for construction management services for the construction of the Long Beach North Police Station and Scherer Park Improvements, and for the Improvement of Del Amo Boulevard and Atlantic Avenue. (District 8)

Suggested Action: Authorize City Manager to execute agreement in an amount not to exceed \$700,000.

Auth'd. City Mgr. to execute all necessary documents for the provision of immunization services; auth'd. City Mgr. to execute subcontracts with the following organizations for a period of one year: Cambodian Association of America, \$10,000; St. Mary Medical Center Foundation for Families in Good Health, \$24,000; The Children's Clinic (Collaboration), \$29,515; The Children's Clinic (Community Clinic), \$25,488; and the Westside Neighborhood Clinic (Collaboration), \$10,000; and increased appropriations in the Health Fund (SR 130) and the Dept. of Health and Human Services (HE) by \$19,340. (Docs. 64-65)

19. Director of Health and Human Services, regarding agreements with State of California Department of Health Services and community agencies for provision of immunization services. (Citywide) (Director of Financial Management, submitting correction to staff report.)

Suggested Action:

1. Authorize City Manager to execute all necessary documents for the provision of immunization services.
2. Authorize City Manager to execute subcontracts with the following organizations for a period of one year: Cambodian Association of America, \$10,000; St. Mary Medical Center Foundation for Families in Good Health, \$24,000; The Children's Clinic (Collaboration), \$29,515; The Children's Clinic (Community Clinic), \$25,488; and the Westside Neighborhood Clinic (Collaboration), \$10,000.
3. Increase appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by \$19,340.

Auth'd. City Mgr. or his designee to execute the California Public Entity Insurance Authority (CPEIA) Excess Workers' Compensation Program Memorandum of Understanding and the CPEIA Joint Powers Agreement in order to purchase excess workers' compensation insurance through the program; and auth'd. City Mgr. to purchase excess workers' compensation insurance for the period of July 1, 2002 to July 1, 2003, from the California State Association of Counties Excess Insurance Authority, for a total premium not to exceed \$139,909. (Doc. 66)

R & F. (Doc. 67)

Req'd. City Clerk to transmit conditions to Dept. of Alcoholic Beverage Control as set forth in the communication from Councilmember Colonna. (Docs. 68-69)

R & F. (Doc. 70)

R & F. (Doc. 71)

Adopted Plans and Specifications; and auth'd. City Mgr. to award contract in the estimated amount of \$737,736 and execute the contract and all necessary related documents to the contract. (Doc. 72)

20. Director of Human Resources, regarding the purchase of excess workers' compensation insurance from California State Association of Counties/California Public Entity Insurance Authority. (Citywide)

Suggested Action: Authorize City Manager or his designee to execute the California Public Entity Insurance Authority (CPEIA) Excess Workers' Compensation Program Memorandum of Understanding and the CPEIA Joint Powers Agreement in order to purchase excess workers' compensation insurance through the program; and authorize City Manager to purchase excess workers' compensation insurance for the period of July 1, 2002 to July 1, 2003, from the California State Association of Counties Excess Insurance Authority, for a total premium not to exceed \$139,909.

21. Chief of Police, reporting on the application of Setab Incorporated, dba Cousin Jacks, for an alcoholic beverage license at 217-21 Pine Avenue. (District 2)

Suggested Action: Receive and file application, with or without conditions.

22. Chief of Police, reporting on the application of Advanced Fresh Concepts Corporation, dba Hanabi Roll and Grill, for an alcoholic beverage license at 4911 East Second Street, Space B. (District 3) (Councilmember Colonna, transmitting conditions for application.)

Suggested Action: Receive and file application, with or without conditions.

23. Chief of Police, reporting on the application of Steak O Rama Incorporated, dba Steak O Rama, for an alcoholic beverage license at 5201 East Second Street. (District 3)

Suggested Action: Receive and file application, with or without conditions.

24. Chief of Police, reporting on the application of Jang Kyeong Won Min, dba Elbys Liquor, for an alcoholic beverage license at 3337 East South Street. (District 9)

Suggested Action: Receive and file application, with or without conditions.

25. Director of Public Works, transmitting Plans and Specifications No. R-6518 and Award of Contract to R.J. Noble Company for the Improvement of Lakewood Boulevard Between Carson Street and Del Amo Boulevard. (District 5)

Suggested Action: Adopt Plans and Specifications; and authorize City Manager to award contract in the estimated amount of \$737,736 and execute the contract and all necessary related documents to the contract.

Adopted Plans and Specifications; and auth'd. City Mgr. to award contract in the estimated amount of \$379,000 and execute the contract and all necessary documents related to the contract, and execute the Program Supplement. (Doc. 73)

26. Director of Public Works, transmitting Plans and Specifications No. R-6537 and Award of Contract to Murphy Industrial Coatings, Inc., for the Del Amo Boulevard Bridge Repainting (Bridge Over Los Angeles River) and Program Supplement to Local Agency - State Agreement No. 07-5108. (District 8)

Suggested Action: Adopt Plans and Specifications; and authorize City Manager to award contract in the estimated amount of \$379,000 and execute the contract and all necessary documents related to the contract, and execute the Program Supplement.

Auth'd. City Mgr. to execute all necessary documents to accept, implement and administer all grant funds in connection with the Blue Line train signal and signing improvements; increase appropriations in Capital Improvement Project No. PW5280 in the Capital Projects Fund (CP) and in the Dept. of Public Works (PW) by \$445,000; and auth'd. City Mgr. to award contract to Wells Manufacturing and Sign in an amount not to exceed \$200,000 to supply electronic train warning signs. (Doc. 74)

27. Director of Public Works, regarding funding for train signal and signing improvements related to the MTA Blue Line and a contract award to Wells Manufacturing and Sign to supply train warning signs. (Districts 1,2,6)

Suggested Action: Authorize City Manager to execute all necessary documents to accept, implement and administer all grant funds in connection with the Blue Line train signal and signing improvements; increase appropriations in Capital Improvement Project No. PW5280 in the Capital Projects Fund (CP) and in the Department of Public Works (PW) by \$445,000; and authorize City Manager to award contract to Wells Manufacturing and Sign in an amount not to exceed \$200,000 to supply electronic train warning signs.

RESOLUTIONS:

Adopted Resolution No. C-28051 authorizing the City Mgr. to execute a contract with McNeilus Truck and Manufacturing, Inc., for the purchase of refuse trucks pursuant to Purchase Order No. 70695 under the same terms and conditions as are afforded to the City of North Augusta, South Carolina in an amount not to exceed \$6,595,699. (Doc. 75)

28. Authorizing the City Manager to purchase refuse trucks through the contract between the City of North Augusta, South Carolina and McNeilus Truck and Manufacturing, Inc. (Financial Management)

Suggested Action: Adopt Resolution authorizing the City Manager to execute a contract with McNeilus Truck and Manufacturing, Inc., for the purchase of refuse trucks pursuant to Purchase Order No. 70695 under the same terms and conditions as are afforded to the City of North Augusta, South Carolina in an amount not to exceed \$6,595,699.

Adopted Resolution No. C-28052 directing the Los Angeles County Auditor-Controller to include, on the 2002-03 Real and Secured Tax Roll, certain assessments made pursuant to the provisions of the Long Beach Municipal Code for weed and/or debris removal in the amount of \$133,615.68. (Doc. 76)

29. Directing the Los Angeles County Auditor-Controller to include on the 2002-2003 Real and Secured Tax Roll certain assessments made pursuant to the provisions of the Long Beach Municipal Code for removing weeds and debris (lot cleaning charges). (Financial Management) (Citywide)

Suggested Action: Adopt Resolution directing the Los Angeles County Auditor-Controller to include, on the 2002-03 Real and Secured Tax Roll, certain assessments made pursuant to the provisions of the Long Beach Municipal Code for weed and/or debris removal in the amount of \$133,615.68.

Adopted Resolution No. C-28053 directing Los Angeles County Auditor-Controller to include, on the 2002-03 Real and Secured Tax Roll, certain assessments made pursuant to the provisions of the Long Beach Municipal Code for building abatement in the amount of \$118,543.84. (Doc. 77)

30. Directing the Los Angeles County Auditor-Controller to include on the 2002-2003 (Real and Secured) Tax Roll certain assessments made pursuant to the provisions of the Long Beach Municipal Code for demolition charges. (Financial Management) (Citywide)

Suggested Action: Adopt Resolution directing the Los Angeles County Auditor-Controller to include, on the 2002-03 Real and Secured Tax Roll, certain assessments made pursuant to the provisions of the Long Beach Municipal Code for building abatement in the amount of \$118,543.84.

Adopted Resolution No. C-28054, as amended, authorizing the issuance and sale of City of Long Beach Taxable Pension Obligation Refunding Bonds, Series 2002A and Series 2002B (Auction Rate Securities), approving two supplemental trust agreements and related documents and authorizing the execution and delivery thereof, and prescribing other matters relating thereto. (Docs. 78-80)

31. Authorizing the issuance and sale of not to exceed \$95,000,000 City of Long Beach Taxable Pension Obligation Refunding Bonds, Series 2002A (Auction Rate Securities) and Series 2002B (Auction Rate Securities), and approving two supplemental trust agreements and related documents and authorizing the execution and delivery thereof, and prescribing other matters relating thereto. (Preliminary Official Statement, dated July 24, 2002.) (Financial Management) (Citywide) (Presentation on Pension Obligation Refunding Bonds.)

Suggested Action: Adopt Resolution authorizing the issuance and sale of City of Long Beach Taxable Pension Obligation Refunding Bonds, Series 2002A and Series 2002B (Auction Rate Securities), approving two supplemental trust agreements and related documents and authorizing the execution and delivery thereof, and prescribing other matters relating thereto.

Adopted Resolution No. C-28055 establishing an annual special tax of \$.00/per square foot for Community Facilities District No. 1 (Belmont Shore) for Fiscal Year 2002-2003. (Doc. 81)

32. Establishing annual special tax for Community Facilities District No. 1 (Belmont Shore) for Fiscal Year 2002-2003. (Financial Management) (District 3)

Suggested Action: Adopt Resolution establishing an annual special tax of \$.00/per square foot for Community Facilities District No. 1 (Belmont Shore) for Fiscal Year 2002-2003.

NEW BUSINESS:

Received and made part of permanent record. (Doc. 1)

33. Affidavit of Service for special meeting of the City Council held Tuesday, July 23, 2002.
- 34.
- 35.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

July 23, 2002

REMINDERS: Economic Development and Finance Committee (Attorney/Client) at 5:50 P.M.
July 30, 2002, Continued hearing on report and determination of Hearing Officer regarding the appeal of Stanwest, Inc., dba Java Lanes for a Permit for Entertainment With Dancing by Patrons at an Existing Bar/Tavern/Lounge at 3800 E. Pacific Coast Highway. (District 4)
July 30, 2002, Hearing on application of Chump Change Entertainment, Inc., dba Alex's Cocktail Lounge, for a Permit for Entertainment With Dancing by Patrons at an Existing Restaurant at 2913 E. Anaheim Street. (District 4)
July 30, 2002, Hearing on rezoning of 835 Locust Avenue from Medium-Density Multiple Residential (R-4-N) to Dense Multiple Residential, Urban (R-4-U) (District 1)
August 6, 2002, Hearing on report and determination of Hearing Officer regarding the appeal of Yankee Doodles, Ltd. from the decision of the Director of Financial Management of an administrative rejection of a business license application for Yankee Doodles, located at 4100 E. Ocean Boulevard. (District 3)
August 6, 2002, Hearing on application of LBWTC Real Estate Partners, LLC, dba Hilton Long Beach, for a Permit for Entertainment with Dancing at an Existing Restaurant With Alcohol at 701 W. Ocean Boulevard. (District 2)

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of **www.ci.long-beach.ca.us/cityclerk** to view it. You may contact us through the use of E-Mail at **cityclerk@ci.long-beach.ca.us** for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library and the Branch Libraries. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Sharon Stone at (562) 570-6938 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device. /SS